

## OFFICIAL COUNCIL PROCEEDINGS

A regular meeting of the City Council of the City of Menomonie, Dunn County, Wisconsin, was held in open session on June 4, 2012, and called to order by Mayor Knaack at 7:00 p.m. in the City Council Chambers. The following members were present: Smith, Knaack, Hausler, Dickmann, Schwebs, Solberg, Cruz, Beety and Mercil. Riedel was absent.

MOTION was made by Dickmann, seconded by Solberg, and carried to approve the minutes of the May 21, 2012 meeting.

**PUBLIC HEARINGS** Mayor Knaack announced time for the public hearing relating to the proposed Title 3, Chapter 21 ordinance regarding the owning, harboring, keeping or maintenance of chickens. Patrick Beilfuss, Planner with Cedar Corporation, and Leslie Norris spoke in support of the proposed ordinance. Hearing declared closed.

Mayor Knaack announced time for the public hearing regarding the Title 10 and 9 ordinance amendments creating a B-4 neighborhood office zoning district. No one appeared and the hearing was declared closed.

MOTION to amend the initial license fee in 3-21-4 (A) from \$10.00 to \$25.00, and amend the renewal license fee in 3-21-4 (A) and 3-21-4 (B) from \$10.00 to \$25.00 was made by Smith, seconded by Beety, and lost on the following roll call vote: Ayes: Smith, Knaack, Solberg and Beety. Noes: Hausler, Dickmann, Schwebs, Cruz and Mercil.

MOTION to delete the following language from 3-21-5 (2) “unless this vacant lot is abutting property to a lot upon which a single family dwelling or two-family dwelling is located; provided, however, that the two (2) such lots must be common ownership” was made by Smith, seconded by Solberg, and carried on the following roll call vote: Ayes: Smith, Knaack, Hausler, Solberg and Beety. Noes: Dickmann, Schwebs, Cruz and Mercil.

MOTION was made by Smith, seconded by Solberg, and carried to delete the entire sentence two (This ten (10) foot setback requirement shall not apply to a property line that divides abutting property referenced at subsection A.2. above) in 3-21-5 (4).

MOTION was made by Solberg, seconded by Dickmann, and carried to suspend the rules to hear from Wendy MacDougal, Director of the Dunn County Health Department. Ms. MacDougall announced that she participated in the Chicken Committee meetings in an advisory role and in her opinion it is a very well written ordinance.

**ORDINANCE – MOTION** to waive the first reading of the ordinance regarding owning, harboring, keeping or maintenance of chickens within the City was made by Mercil, seconded by Solberg, and carried. **MOTION** to waive the second reading was made by Cruz, seconded by Hausler, and carried. **MOTION** to adopt the ordinance, as amended, was made by Mercil, seconded by Cruz, and carried.

**ORDINANCE – MOTION** to waive the first reading of the ordinance regarding the creation of a B-4 Neighborhood Office Zoning District was made by Cruz, seconded by Solberg, and carried. **MOTION** to waive the second reading was made by Hausler, seconded by Smith, and carried. **MOTION** to adopt the ordinance was made by Solberg, seconded by Smith, and carried.

MOTION was made by Schwebs, seconded by Hausler, and carried unanimously on roll call vote to approve the 2012-2013 Intergovernmental Agreement between the City of Menomonie and The School District of the Menomonie Area for a police / school liaison officer.

MOTION was made by Schwebs, seconded by Cruz, and carried unanimously on roll call vote to approve the 2012 contracts with the Menomonie Police Patrol Association (Local 45) and Staff Officers.

RESOLUTION NO. 10 was introduced and moved for adoption by Beety, seconded by Cruz, and carried acknowledging review and approval of the Sewer Utility 2011 Compliance Maintenance Annual Report (CMAR).

ORDINANCE rezoning 2901, 2913 & 2919 Wilson Street and vacant parcel M1311-1204 from Limited Multiple Family Residential District to Multiple-Family Residential District was introduced by Cruz. MOTION to refer the proposed ordinance to the Plan Commission was made by Cruz, seconded by Solberg, and carried.

APPOINTMENTS – MOTION was made by Dickmann, seconded by Schwebs, and carried to approve the Mayor’s recommendation for the following appointments: **Board of Review** (re-appointments): Sam Wood and John Sobota; **Library Board** (re-appointments): Judy Ganzemiller and Richard Morrison; **Recreation Advisory Board** (new appointment): Kale Proksch.

BUDGET – MOTION was made by Beety, seconded by Hausler, and carried unanimously on roll call vote to approve the following budget transfers: \$130 from Street Supervision 01.54210.243 Office Equipment Contracts to 01.54210.266 Employees Exams & Testing; and \$2,306 from Water Utility, Transportation Expense 61.93300.733 New Truck to Maintenance of Services 61.67500.226 Repairs.

COMMUNICATIONS – The agenda packet included information that wholesale beer licenses are no longer issued by the municipality – they are now issued by the state.

MOTION was made by Hausler, seconded by Solberg, and carried unanimously on roll call vote to approve payment of the following claims:

|                                      |             |
|--------------------------------------|-------------|
| <b><u>Claims</u></b>                 |             |
| Cedar Corporation                    | \$31,817.25 |
| RM Schlosser LLC                     | 11,426.56   |
| Zee Medical Services                 | 56.25       |
| <b><u>Parking Utility Claims</u></b> |             |
| City Treasurer                       | \$ 1,191.25 |
| Michael Kraft                        | 136.50      |
| Rydin Decal                          | 1,505.28    |

MOTION was made by Beety, seconded by Dickmann, and carried to approve the following licenses:

**TAXI CAB DRIVER:** Anthony J. Jardine.

**LICENSE YEAR - 2012 / 2013 (expires June 30, 2013)**

**CLASS “A” BEER:**

- Cedar Country Cooperative (Cenex East – 2021 Stout Rd);
- Kwik Trip, Inc. (Kwik Trip #498 – 1213 S. Broadway);
- Kwik Trip, Inc (Kwik Trip #674 – 6107 3M Dr.);
- The Menomonie Food Co-op (Menomonie Market Food Co-op – 521 Second Street E.);
- Northern Tier Retail, LLC (SuperAmerica #4482 – 1708 North Broadway);
- Northern Tier Retail, LLC (SuperAmerica #4483 – 1903 Stout Rd.);
- Northern Tier Retail, LLC (SuperAmerica #4484 – 2020 S. Broadway);
- S/S/G Corporation (SSG Holiday - 1805 North Broadway);
- Wal-Mart Stores East, LP (Wal-Mart Supercenter #1819 – 180 Cedar Falls Road).

**CLASS “A” BEER and “CLASS A” LIQUOR:**

- Fallen Oaks of Menomonie, LLC (Junction Liquor - 2521 Hils Court, Suite L);
- First Tee Mulligan, LLC (Riverside Liquor – 116 11<sup>th</sup> Ave. W.);
- Teresa J. Kado (Kado Frame & Fine Arts - 712 North Broadway);
- Lammer’s Foods, Inc. (Lammer’s Food Fest – 1408 9<sup>th</sup> St);
- Marketplace Foods Menomonie, Inc. (Marketplace Foods Menomonie - 207 Pine Avenue W.).

**CLASS “B” BEER and “Class C” Wine**

- Cedar Country Cooperative (Exit 45 Restaurant & Bakery – 2100 County Road B);
- DJ Fedderly Management Consultant, LLC (The Raw Deal – 603 South Broadway).

**CLASS “B” BEER:**

- China Buffet Menomonie, Inc. (China Buffet - 2421 Hwy. 25 N., Suite 108);
- G & P Pizza, Inc. (Ted’s Pizza Palace – 306 Main St);
- Jeff’s Pizza Shop, LLC (Jeff’s Pizza Shop – 145 E. Main Street);
- Mei Dong Chen (Kingdom Buffet – 1502 9<sup>th</sup> St. E.);
- TJ Food Service, LLC (Perkin’s Restaurant & Bakery – 1720 N. Broadway).

**CLASS “B” BEER & “CLASS B” LIQUOR:**

Ambika Corporation (Econolodge Inn & Suites – 1815 North Broadway);  
B.D.J. of Menomonie, Inc. (The Great Escape – 2909 Bongey Dr.);  
Broadway Bowl, LLC (Broadway Bowl – 1501 N. Broadway, Suite B);  
Cancun Mendez Nunez, LLC (Los Cabos – 2401 Hwy. 25 North, Suite 2);  
Cancun Mexican Grill of Menomonie, LLC (Cancun Mexican Grill – 1919 Stout Road);  
Dunn County Fish & Game Association (Dunn County Fish & Game Club – 1600 Pine Ave.);  
R.G. Budinger, Inc. (Chippewa Valley Golf Club – 2200 Crestwood Dr.);  
JMDavis, LLC (Waterfront Bar & Grill - 512 Crescent St.);  
Judith A. Probst (Skoog's Parkside – 932 N. Broadway);  
Justice & Freedom, Inc. (The Pickle – 631 S. Broadway);  
Lakeside Bar, Inc. (Dean & Sue's – 2002 Midway Road);  
Lakeside Lounge Inc. (Lakeside Lounge – 614 Main Street E.);  
Log Jam, Inc. (Log Jam, Inc. – 709 South Broadway);  
Menomonie Lodge No. 1584, Loyal Order of Moose, Inc. (Menomonie Moose Lodge 1584 – 720 19<sup>th</sup> Ave. E.);  
Thomas F. Morrow (The Den – 613 S. Broadway);  
Northfield Restaurant Corp. (Pizza Hut – 2307 Hwy 25 N.);  
Olde Towne Menomonie, LLC (Olde Towne Menomonie, LLC – 903 Cedar Falls Road);  
William G. Ostwald (Meet Market – 545 S. Broadway);  
Marcia E. Scholfield (The Pub - 516 South Broadway);  
Multiple Mulligans, LLC (Shoe's Pub – 1321 N. Broadway);  
RJM Johnson, Incorporated (Zanzibar - 228 Main Street E.);  
Red Cedar Brewing, LLC (Das Bierhaus – 120 6<sup>th</sup> Ave. W.).  
Stout Ale House, LLC (Stout Ale House – 1501 N. Broadway, Suite A);  
Tom & Jo's, Inc. (Tom & Jo's - 1401 Tainter Street);  
WMJ, Inc. (Flame Lounge – 619 S. Broadway);  
Yort, Inc. (Kahootz – 336 Main Street)

**TRADE NAME CHANGE:** Former name = Kahoots; New trade name = Kahootz

**CABARET:**

Ambika Corporation (Econolodge Inn & Suites);  
B.D.J. of Menomonie, Inc. (The Great Escape);  
Cancun Mexican Grill of Menomonie, LLC (Cancun Mexican Grill);  
Dunn County Fish & Game Association (Dunn County Fish & Game Club);  
JMDavis, LLC (Waterfront Bar & Grill);  
Justice & Freedom, Inc. (The Pickle);  
Lakeside Bar, Inc. (Dean & Sue's);  
Menomonie Lodge No. 1584, Loyal Order of Moose, Inc. (Menomonie Moose Lodge 1584);  
Multiple Mulligans, LLC (Shoe's Pub);  
Olde Towne Menomonie, LLC (Olde Towne Menomonie, LLC);  
Stout Ale House, LLC (Stout Ale House);  
WMJ, Inc. (Flame Lounge);  
Yort, Inc (Kahootz).

**CIGARETTE:**

Amwest, Inc. (Bob & Steves BP Amoco Shop 2 – 1501 9<sup>th</sup> Street);  
BFR, LLC (Discount Smokes – 1214 N. Broadway)  
Cedar Country Cooperative (Cenex East – 2021 Stout Rd);  
Cedar Country Cooperative (Cenex South– 1103 South Broadway);  
Cedar Country Cooperative (Cenex North – 2320 Hwy 25 North);  
Cedar Country Cooperative (Exit 45 Cenex – 2100 County Road B);  
Fallen Oaks of Menomonie, LLC (Junction Liquor);  
First Tee Mulligan, LLC (Riverside Liquor);  
Kwik Trip, Inc. (Kwik Trip #498 – 1213 S. Broadway);  
Kwik Trip, Inc. (Kwik Trip #674 – 6107 3M Dr.);  
Lakeside Bar, Inc. (Dean & Sue's);  
Lakeside Lounge Inc. (Lakeside Lounge – 614 Main St. E.);  
Log Jam, Inc. (Log Jam, Inc.);  
Marketplace Foods Menomonie, Inc. (Marketplace Foods Menomonie);  
William G. Ostwald (Meet Market);  
Northern Tier Retail, LLC (SuperAmerica #4482 – 1708 N. Broadway);  
Northern Tier Retail, LLC (SuperAmerica #4483 – 1903 Stout Rd);  
Northern Tier Retail, LLC (SuperAmerica #4484 – 2020 S. Broadway);  
S/S/G Corporation (SSG Holiday);  
Thomas F. Morrow (The Den);  
Walgreen Co. (Walgreens #09514 – 121 Pine Ave. W);  
Wal-Mart Stores East, LP (Wal-Mart Supercenter #1819).

**MASSAGE THERAPY FACILITY:**

Jill's My Style Studio (Jill Williams), 125 Main St. E.;

Red Cedar Chiropractic, LLC (Clint Moses), 2321 Hwy 25 N. Suite #6 **SUBJECT TO FINAL INSPECTION;**

Time for You Massage & Bodywork, LLC (Linda M. Stark), 390 Red Cedar Street;

Rachel J. Funk-Johnson (Crabbee Apple, 3120 Schneider Ave. Suite #5) **SUBJECT TO FINAL INSPECTION;**

Sarah J. Buehler (On Eagles' Wings ~ Healing Touch, 519 12<sup>th</sup> Ave. W).

**MOBILE HOME PARK:**

Laurel E. Hague (Wilson Mobile Estates, 3003 and 3014 Wilson St.);

Dale K. Scmitz (Ideal Mobile home Park 3415 Wilson St. NE) **SUBJECT TO FINAL INSPECTION.**

**OPERATORS:** Mitchell R. Ackerman; Dawn D. Anderson; Sue Ann Babbitt; Mary A. Baskin; Jordan J. Bauer; Jennifer J. Bell; Julia M. Bernam; Amanda Benjamin; Theresa M. Biederman; Victoria E. Blodgett; Amanda D. Boguslawske; Angela L. Bowlin; Lori L. Bongard; Danica Bonine; Carissa A. Bourassa; Eric T. Brandl; Justin D. Briggs; Michael R. Brown; Michael J. Buchholz; Dale W. Buck II; Richard G. Budinger; Shane A. Bueling; Jasen L. Bullock; Kayla R. Burger; Linda K. Burgraff; Rebecca C. Bushman; Heather L. Byl; Noah W. Cain; Katie J. Carlson; Aaron T. Cassidy; Cole J. Cassidy; Michelle A. Chaplinski; Sophia L. Cleveland; Carolyn J. Cleven; Shannon R. Cook; Jennifer A. Curvello; Frederick K. Dogbatsey; Ryan S. Dolan; Lisa M. Donnerbauer; Kimberly K. Dunbar; Christopher D. Dusek; Mike G. Dusso; Anthony E. Erickson; Michaela A. Erickson; Kelly A. Etlicher; Paulette B. Evans; Karen R. Evenson; Taylor M. Fabian; Derek W. Fahl; Frederic J. Flint; Brittney L. Foss; Gregory J. Fox; Joan M. Friedenfelds; Blake A. Friedli; Joshua A. Gage; Terry T. Gall; Robert W. Giertz; Richard J. Gilgenbach; Johnna L. Graycarek; Thomas E. Griffith-Hilton; Bin Wen Guo; Amanda L. Gutsch; Bryant C. Hagen; Steven J. Halvorson; Joel L. Hansen; Kurt D. Hansen; Krystal L. Harnisch; Luke B. Helminski; Courtney N. Hendrickson; Nicole B. Herman; Dawn D. Hill; Jonathan F. Hill; Lois A. Hintzman; Lisa J. Hoff; Deborah L. Hoffman; Walter W. Hogg; Elizabeth A. Hoyt; Jonathan B. Huebener; Darrin A. Hurtgen; Jodi L. Hurtgen; Janet M. Husby; Vaughn L. Husby; Jacqueline R. Husting; Ignacio Infante; Paul A. Jacobson; Jason B. James; Emily E. Janak; Jessi D. Jensen; Chelsea A. Kensinger; Tyler C. Kincaid; Deenah M. King; Katrina M. Knaack; Erik J. Knutson; Erin M. Konsela; Karla J. Kraft; Karlyn R. Kruszynski; Megan G. Kitchner; Lucy B. Lammer; Brook S. LaPean; Chelsea D. Larrabee; Brett A. Larson; David M. Larson; Michael J. Lauer; Susan M. Lecheler; Jana L. Leidal; Ashley L. Leis; Joshua C. Lillo; Grace P. Lindstrom; Erin A. Link; Roger M. Link; Victoria L. Lioda; Connie M. Lombard; Jackie R. Long; Rebecca S. Loomis; Daniel K. Louis; Richard L. Lund; Spencer M. Malovrh; Ashley K. Matthews; Tyler J. Mathews; Jillian M. McCabe; Blake S. McDonald; Rachael A. McDonald; Nathan T. McKeeth; Aaron J. Meidl; Vito S. Meinking; Jodi E. Merrimack; Deanna L. Metcalf; Susan M. Miller; Brandon J. Mondlock; Lisa Montgomery; Andrew G. Mrdutt; Kati M. Mueller; Julie A. Myhre; Robin L. Nelson; Erica D. Neumann; Megan E. Noel; Toinette E. Oas; Jennifer R. O'Bryan; Jordan B. Olson; Kevin R. Olson; Justin M. Olson; Jay S. Ouellette; Rebecca C. Pahl; Linda L. Patwell; Jeff A. Peabody; Rochelle D. Pechmiller; Carly V. Pieters; Melissa A. Prange; Spencer L. Prestebak; Harvey J. Probst; Michael W. Punzenberger; Desire R. Quast; Charlene K. Radle; Jonas M. Rediske; Ashley R. Register; Cindy L. Rentmeester; Denielle J. Repaal; Clare E. Reusch; Mette D. Reyes-Lopez; Haley R. Ritter; Denise Ro K. Rose; Brenda J. Roth; Michelle D. Rugland; Samantha M. Ruhl; Rachel L. Sabatke; Michael D. Sampson; Michael A. Sanchez; Tammy L. Schneider; Erin M. Schoenick; Janice C. Score; Scott D. Seston; Judith C. Severson; Marlin W. Severson; Rebekah J. Shearier; Myron M. Siler; Michael D. Sinclair; Kevin P. Smeltzer; Kristin K. Stein; Jennifer L. Suckow; Megan D. Sullivan; William F. Swannack; Karen K. Sylvester; Cheryl L. Tibbitts; James T. Tilleson; Beth A. Topper; Shane M. Turner; Marcia L. Tuttle; Renee L. Uetz; Hannah C. Utecht; Jill M. Veith; Elizabeth R. Volk; Ashley L. Waak; Carissa E. Weinlein-Walsh; Haley C. Watkins; Shelley A. Watkins; Jian Tao Weng; Karen J. Wilber; Nicholas H. Williamson; Wayne R. Wilson; Jeffrey C. Wise; Cortney N. Wright; Wesley H. Ziebell.

**SOLID WASTE COLLECTION:**

Menomonie Disposal Service, Inc. (Joann Petersen); ProVyro Waste Services, LLC (Joseph Craven & Andrew Holland); David N. Waterman (Waterman Sanitation).

**TAXI CAB DRIVER:** Thomas W. Gane; Darin T. Hoel.

MOTION to adjourn was made by Cruz, seconded by Smith, and carried.

JoAnn L. Kadinger  
City Clerk